



STATE OF IDAHO

DEPARTMENT OF
ENVIRONMENTAL QUALITY

1410 North Hilton, Boise, ID 83706-1255, (208) 373-0502

C. L. "Butch" Otter, Governor
Toni Hardesty, Director

**NOTICE OF PUBLIC COMMENT PERIOD AND OPPORTUNITY
FOR A PUBLIC HEARING REGARDING AN APPLICATION TO MODIFY A
PERMIT TO CONSTRUCT AND TIER I OPERATING PERMIT**

PROPOSED ACTION: In accordance with IDAPA 58.01.01.209.05.c, the Idaho Department of Environmental Quality (DEQ) announces a public comment period and opportunity for a public hearing under docket No. AQ-0716 for Nu-West Industries, located near Soda Springs. This permit removes the requirement to operate a catalytic control unit for the superphosphoric acid oxidation process since it has been demonstrated that this control device is not necessary to meet emission limits. Allowable emissions from the plant will not change as a result of this permit modification. DEQ proposes to issue Permit to Construct No. P-060310 and an administrative amendment to Tier I operating permit No. T1-060311. PTC No. P-060310 modifies and replaces PTC No. P-040320 and P-060324.

PUBLIC HEARING OPPORTUNITY: Pursuant to Section 58.01.01.364, opportunity for a public hearing for interested persons to appear and submit written or oral comments may be provided if written requests are submitted to the undersigned on or before May 29, 2007. Hearing requests should include a brief statement explaining why a public hearing on the air quality aspects of the project would be beneficial.

The selected meeting site will be accessible to the physically disabled. Interpreters can be provided upon five days notice for persons with hearing impairments. For arrangements, contact the undersigned at (208) 373-0234. Braille or taped transcripts can be provided after the meeting for persons with visual impairments.

AVAILABILITY OF MATERIALS: The application materials, the proposed permit and Statement of Basis are available for public review on DEQ's website at <http://www.deq.idaho.gov>.

SUBMISSION OF WRITTEN COMMENTS, ASSISTANCE ON TECHNICAL QUESTIONS: Anyone may submit written comment regarding the project and proposed action. To be most effective, comments should address air quality considerations and include support materials where available. Comments, requests, and questions regarding the public comment process should be directed to Joan Lechtenberg, Department of Environmental Quality, 1410 N. Hilton, Boise, ID 83706-1255, joan.lechtenberg@deq.idaho.gov, or (208) 373-0234. Please reference the company name and docket number when sending comments or requesting information. All information regarding this matter, current and future, including the issuance of the final permit and Statement of Basis will be available on DEQ's website. You may elect to sign on to DEQ's list server and receive electronic information automatically

at <http://www.deq.idaho.gov>. If you do not have web access you may review the materials on our website at the DEQ Regional Office located at 444, Hospital Way #300, Pocatello.

For technical assistance on questions concerning this project or the permitting process, please contact Ken Hanna at (208) 373-0283 or kenneth.hanna@deq.idaho.gov.

All written comments and data concerning this proposal must be directed to and received by the undersigned on or before 5:00 p.m. MDT, June 11, 2007.

DATED this 2nd day of May 2007.

Joan Lechtenberg
Air Quality Division